

**NON-PROVISIONAL  
UTILITY PATENT APPLICATION  
TRANSMITTAL - 37 CFR 1.53(b)**

☐ **Duplicate**  
(check, if applicable)

**MAIL STOP PATENT APPLICATION**  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**Attorney Docket No.: 10812-2US (USN03001)**  
**First Named Inventor: Kazuhiro HOSOKAWA, et al.**  
**Express Mail Label No.: EV343987638US**  
**Total Pages of Transmittal Form: 2**

Transmitted herewith for filing is the non-provisional utility patent application entitled:

**APPARATUS FOR DETERMINING CONSTITUTION OF USER OF THE SAME**

which is:

an ☐ Original; or

a ☒ Continuation, ☐ Divisional, or ☐ Continuation-in-part (CIP)  
of prior International Application No. PCT/JP01/11239 filed December 20, 2001.  
Anticipated Group/Art Unit: \_\_\_\_ or Class \_\_\_\_, Subclass \_\_\_\_.

☐ This non-provisional patent application is based on Provisional Patent Application No. \_\_\_\_ , filed \_\_\_\_.

Enclosed are:

- ☒ Specification (including Abstract) and claims: 116 pages.
- ☐ Application Data Sheet.
- ☒ Newly unexecuted Declaration (original).
- ☐ Copy of Declaration from prior application.
- ☐ Separate Power of Attorney (including 37 CFR 3.73(b) statement, if applicable).
- ☒ 44 sheets of drawings (formal).
- ☐ Microfiche computer program (Appendix).
- ☐ Nucleotide and/or Amino Acid Sequence Submission, including:  
☐ Computer readable copy ☐ Paper Copy ☐ Verified Statement.
- ☐ Under PTO-1595 Cover Sheet, an assignment of the invention
- ☒ Names of Assignees: Kabushiki Kaisha Instem and Kabushiki Kaisha Genki Club
- ☐ Certified copy(ies) of \_\_\_\_ Application No(s). \_\_\_\_ filed \_\_\_\_ is/are filed:  
☐ herewith or ☐ in prior application \_\_\_\_.
- ☒ Applicant(s), by its/their undersigned attorney, claim(s) Small Entity Status under 37 C.F.R. §1.27 as ☐ Independent Inventors, or ☒ a Small Business Concern, or ☐ a Non-Profit Organization.
- ☒ Preliminary Amendment.
- ☒ Information Disclosure Statement, PTO/SB/08A, and cited references.
- ☐ Request for Nonpublication of Application Under 35 U.S.C. §122(b)
- ☐ Other:



The filing fee is calculated as follows:

			SMALL ENTITY			LARGE ENTITY	
CLAIMS	NO. FILED	NO. EXTRA	BASIC FEE:			BASIC FEE:	
			\$375			\$750	
Total	16 - 20 =	0	X9	\$	OR	X18	\$
Independent	5 - 3 =	2	X42	\$ 84	OR	X84	\$
[ ] Multiple Dependent Claims Present			\$140	\$	OR	\$280	\$
			TOTAL	\$ 459	OR	TOTAL	\$

- [ ] The Commissioner is not authorized to charge the filing fee at this time as we elect to defer payment of the entire filing fee until receipt of a Notice to File Missing Parts.
- [X] A check in the amount of \$ 459 .00 to cover the filing is enclosed.
- [X] The Commissioner is hereby authorized to charge and/or credit **Deposit Account No. 50-1017 (Billing No. 210812.0002)** as noted below. A duplicate copy of this sheet is enclosed.
- [X] Any overpayments or deficiencies in the above-calculated fee.
- [ ] Filing fee in the amount of \$ \_\_\_\_\_ as calculated above.
- [X] Any additional fees required under 37 C.F.R. § 1.16 and § 1.17...
- [X] In the event that a Petition for Extension of Time is required during the prosecution of this application, but not submitted, please charge any extension fee under 37 C.F.R. § 1.136(a) to our Deposit Account noted above.

#### CORRESPONDENCE ADDRESS

June 22, 2003  
(Date)

By:

  
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Enclosures

[X] Customer Number or Bar Code Label: **000570**